

Dkt. 0575/61546-A-PCT-US/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Norman Latov et al.
U.S. Serial No. : 10/088,775
Filed : March 20, 2002
For : DETECTION OF ANTI-GLYCOLIPID ANTIBODIES
BY LATEX AGGLUTINATION ASSAY

1185 Avenue of the Americas
New York, New York 10036
September 9, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231
BOX PCT

Sir:

COMMUNICATION IN RESPONSE TO JUNE 27, 2002 NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. §371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US) AND PETITION FOR ONE-MONTH
EXTENSION OF TIME

This Communication is submitted in response to the June 27, 2002 Notification of Missing Requirements under 35 U.S.C. §371 in the United States Designated/elected Office (DO/EO/US) issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to this June 27, 2002 Notification was due August 27, 2002. Applicants hereby petition for a one-month extension of time to respond to the Notification. The fee for a one-month extension of time is FIFTY FIVE DOLLARS (\$55.00) for a small entity and a check including this amount is enclosed. A response to the Notification is now due September 27, 2002. Accordingly, this Communication is being timely filed.

The Notification of Missing Requirements indicates that the Oath or

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Declaration is not executed in accordance with either 37 C.F.R. §1.66 or §1.68. Applicants attach hereto a copy of the Notice as **Exhibit A**. In response, applicants submit as **Exhibit B** hereto a signed Declaration and Power of Attorney pursuant to 37 C.F.R. §1.53(f). In compliance with 37 C.F.R. §1.497(a) and (b), the Declaration refers to the international application's above-identified International Application number and international filing date.

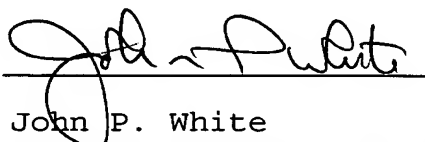
The surcharge under 37 C.F.R. §1.492(e) for submitting the enclosed Declaration for a small entity is SIXTY FIVE DOLLARS (\$65.00). Accordingly, a check including this amount is enclosed.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

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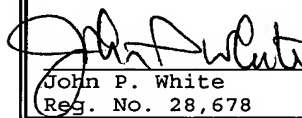
No fee, other than the enclosed total fee of \$120.00 including a \$65.00 surcharge and \$55.00 for a one-month extension of time, is deemed necessary in connection with the filing of this Communication. If any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231. BOX PCT



9/9/02
John P. White Date
Reg. No. 28,678

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JPW



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,775	John P White	61546-A-PCT-US/JPW/FHB

INTERNATIONAL APPLICATION NO.
PCT/US01/26708

I.A. FILING DATE	PRIORITY DATE
08/28/2001	08/28/2000

John P White
Cooper & Dunham
1135 Avenue of the Americas
New York, NY 10036

JUL - 8 2002

CONFIRMATION NO. 2322

371 FORMALITIES LETTER



OC00000008352685

Date Mailed: 06/27/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

2mo: 8/27/02
3mo: 9/27/02
4mo: 10/27/02
5mo: 11/27/02
6mo: 12/27/02
7mo: 1/27/03

W.D.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 20 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 305-3688

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,775	PCT/US01/26708	61546-A-PCT-US/JPW/FHB

FORM PCT/DO/EO/905 (371 Formalities Notice)

09/18/2002 SNAJARRO 00000042 10088775

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